

Serial No. 5 2737

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE
STATE OF NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office NOV 28 1988

Returned to applicant for correction

Corrected application filed Map filed NOV 28 1988

The applicant Marvin Fred Porteous

Box 87 of Gabbs
Street and No. or P.O. Box No. City or Town

Nevada 89509 hereby make application for permission to change the
State and Zip Code No.

Point of Diversion
Point of diversion, manner of use, and/or place of use

of water heretofore appropriated under 48113
(Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and

identify right in Decree.)

1. The source of water is Underground
Name of stream, lake, underground spring or other source.
2. The amount of water to be changed 2.7 cfs
Second feet, acre feet. One second foot equals 448.3 gallons per minute.
3. The water to be used for Irrigation and Domestic
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
4. The water heretofore permitted for Irrigation and Domestic
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
5. The water is to be diverted at the following point SW⁴NW⁴ Sec. 28 T19N R37E MDB&M at a point from
Describe as being within a 40-acre subdivision of public survey and by course and
which the W¹/₄ corner of said Section 28 bears S79° 12'W a distance of 735 feet.
distance to a section corner. If on unsurveyed land, it should be stated.
6. The existing permitted point of diversion is located within NW⁴SW⁴ Section 28 T19N R37E MDB&M at a
If point of diversion is not changed, do not answer
point from which the SW corner of said Section 28 bears S30° 15'W a distance of
1925 feet.
7. Proposed place of use the S¹/₂ NW¹/₄ and the N¹/₂ SW¹/₄ Section 28, T.19N., R.37E., MDB&M
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.
8. Existing place of use the S¹/₂ NW¹/₄ and the N¹/₂ SW¹/₄ Section 28, T.19N., R.37E., MDB&M
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or
manner of use of irrigation permit, describe acreage to be removed from irrigation.
9. Use will be from January 1 to December 31 of each year.
Month and Day Month and Day
10. Use was permitted from January 1 to December 31 of each year.
Month and Day Month and Day
11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and
specifications of your diversion or storage works.) Drilled well, pump and distribution system
State manner in which water is to be diverted, i.e., diversion structure, ditches,
pipes and flumes, or drilled well, etc.
12. Estimated cost of works \$25,000
13. Estimated time required to construct works Two Years

14. Estimated time required to complete the application of water to beneficial use.....Three Years.....

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

This 160 acres is in private land. Water to be comingled with water under proofs of appropriation No. 02062, 02063, and 02065, and Florence Creek waters appropriated under applications 48116 and 48139.

By s/Brien B. Walters

Brien B. Walters, P.E.

Compared bk/jjs pm/se

3860 Grant Dr., Suite G1, Reno, NV 89509

Protested.....

APPROVAL OF STATE ENGINEER

This is to certify I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion of the waters of an underground source as heretofore granted under Permit 48113 is issued subject to the terms and conditions imposed in said Permit 48113 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This Permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

No perforations shall be put in the production casing from ground level to 100 feet.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to

exceed.....2.7.....cubic feet per second, but not to exceed a yearly

duty of 4.0 acre-feet per acre of land irrigated from any and/or all sources.

Work must be prosecuted with reasonable diligence and be completed on or before.....March 13, 1990.....

Proof of completion of work shall be filed before.....April 13, 1990.....

Application of water to beneficial use shall be made on or before.....March 13, 1991.....

Proof of the application of water to beneficial use shall be filed on or before.....April 13, 1991.....

Map in support of proof of beneficial use shall be filed on or before.....April 13, 1991.....

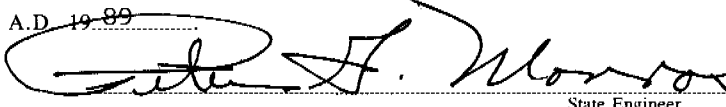
Completion of work filed MAY 13 2002 IN TESTIMONY WHEREOF, I PETER G. MORROS,

Proof of beneficial use filed..... State Engineer of Nevada, have hereunto set my hand and the seal of my

Cultural map filed..... office, this 27th day of June,

Certificate No. Issued.....

A.D. 19 89


State Engineer